

PATENT
Attorney Docket No. 09065.0007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Robert Frederick Veasey, et al.) Application No.: 10/790,024
Patent No. 7,553,299) Confirmation No.: 9740
Issued: June 30, 2009)
For: DRIVE MECHANISMS SUITABLE FOR)
USE IN DRUG DELIVERY DEVICES)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICATION FOR PATENT TERM ADJUSTMENT - POST GRANT

Sir:

The U.S. Patent and Trademark Office (PTO) issued the subject U.S. Patent No, 7,553,299 (the '299 patent) with a patent term adjustment of 435 days. Applicants paid the Issue Fee payment on May 22, 2009, and agreed with the PTO's determination of patent term adjustment of 435 days, provided the patent issued in a timely manner. The patent issued on **June 30, 2009**. The three year pendency date for determination of patent term adjustment is March 2, 2007.

In view of the decision of the Federal District Court for the District of Columbia in *Wyeth v. Dudas* on September 30, 2008, patentee submits it is entitled to a total patent term adjustment of 901 days which is the sum of a 466 day delay to the first office action, plus a 644 day three year pendency delay, minus 209 days due to applicant

delay. 02/28/2011 CKHLOK 00000009 060916 10790024
01 EC:1455 200.00 DA

If there are any fees due in connection with the filing of this request, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

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GARRETT & DUNNER, L.L.P.

Dated: August 24, 2009

By: 

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